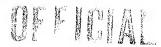
650 Town Center Drive, Suite 620 Costa Mesa, CA 92626-1925 Phone: (714) 708-8555 Fax: (714) 708-8565

Birch, Stewart, Kolasch & Birch, LLP





То:	1636, U.S. Patent and		From:	Leonard R. Svens	sson		
Fax:	(703) 872-9306		Pages:	11 (including cover sheet)			
Phone:	(703) 305-1982		Date: August 12, 2003				
Your Ref.	Application No. 09/83	1,272	Our Ref.:	0147-0224P			
Re:	Preliminary Amendme	ent	¢¢:				
□ Urgent	t 🗆 For Review	☐ Please Com	ment C	Please Reply	☐ Piease Recycle		
is privileged distribution of prohibited, if	, confidential and exempt from duplication of this transmis	om disclosuré under : :sion by someone othe sion is in error, pleasé	applicable laver than the In notify this firm	v. You are hereby noti tended addressee or It	may contain information that ified that any dissemination, s designated agent is strictly it call to (714) 708-8555, and		
• Comm	ante:				r i		

Attached for filing are the following documents:

- 1. Large Entity Transmittal Form
- 2. Preliminary Amendment

PATENT 0147-0224P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant:

KIRSCH, Christoph et al. Conf.:

3234

Appl. No.:

09/831,272

Group:

1636

Filed:

August 13, 2001

Examiner: SANDALS, William

For:

CHIMERIC PROMOTERS CAPABLE OF MEDIATING GENE EXPRESSION IN PLANTS UPON PATHOGEN

INFECTION AND USES THEREOF

LARGE ENTITY TRANSMITTAL FORM

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

August 12, 2003

Sir:

Transmitted herewith is a preliminary amendment in the above-identified application.

- The enclosed document is being transmitted via the Certificate of Mailing provisions of 37 C.F.R. § 1.8.
- Mark The enclosed document is being transmitted via facsimile.

The fee has been calculated as shown below:

	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR		PRESENT EXTRA	RATE	additional fee
TOTAL	58	_	49	=	9	\$ 18	\$162.00
INDEPENDENT	4	_	4	-	0	\$ 84	\$0.00
FIRST PRESENTATION OF A MULTIPLE DEPENDENT CLAIM					\$280	\$0.00	
						TOTAL	\$162.00



Appl. No. 09/831,272

Petition f	or	()	month(s)	extensi	on of	time	e pursuant	to
37 C.F.R.	§§ 1.17	and	1.136(a)	. \$0.00	for	the	extension	of
time.								

No fee is required.

Check(s) in the amount of \$0.00 is(are) enclosed.

Please charge Deposit Account No. 02-2448 in the amount of \$162.00. This form is submitted in triplicate.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

Leonard R. Svensson, #30,330

P.O. Box 747

Falls Church, VA 22040-0747

(703) 205-8000

Attachment(s)

LRS/lmt 0147-0224P

(Rev. 04/30/03)

Certificate of Transmission
I hereby Certify that this correspondence is being facsimile transmitted to the Patent and

Trademark Office:

Typed or printed name of person signing certificate

Date

PATENT 0147-0224P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant:

KIRSCH, Christoph et al.

Conf.: 3234

Appl. No.:

09/831,272

Group: 1636

Filed:

August 13, 2001

Examiner:

SANDALS, W.O.

For:

CHIMERIC PROMOTERS CAPABLE OF MEDIATING

GENE EXPRESSION IN PLANTS UPON PATHOGEN

INFECTION AND USES THEREOF

PRELIMINARY AMENDMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

August 12, 2003

Sir:

The following preliminary amendments and remarks are respectfully submitted in connection with the above-identified application.

This reply includes amendments to the claims beginning on page 2.

Cartificate of Renumbation

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Typed or printed name of person alonion certificate